

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING

OFFENSE CHARGED

21 U.S.C. Sections 841(a)(1), 841(b)(1)(A)(viii)
 18 U.S.C. Section 924(c)
 18 U.S.C. Section 922(g)(1)

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

PENALTY: See Attachment

E-filing

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

DEFENDANT - U.S.

ARNOLDO SANCHEZ FARIAS

DISTRICT COURT NUMBER

CR 11 0647

RS

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

Homeland Security Investigations

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21, or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:

☐ U.S. ATTORNEY ☐ DEFENSE

SHOW
DOCKET NO.

☐ this prosecution relates to a pending case involving this same defendant

MAGISTRATE
CASE NO.

☒ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

11-mj-70950

Name and Office of Person

Furnishing Information on this form MELINDA HAAG

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned)

Kevin Barry

DEFENDANT

IS NOT IN CUSTODY

Has not been arrested, pending outcome this proceeding.
 1) ☐ If not detained give date any prior summons was served on above charges

2) ☐ Is a Fugitive

3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

4) ☒ On this charge

5) ☐ On another conviction

☐ Federal ☐ State

6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

DATE OF
ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED
TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted

PROCESS:

ADDITIONAL INFORMATION OR COMMENTS

☐ SUMMONS ☒ NO PROCESS* ☐ WARRANT

Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: _____

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

Attachment to Penalty Sheet
United States v. Arnoldo Sanchez Farias
Indictment

Offenses Charged

- | | |
|-------------|--|
| Count One | 21 U.S.C. §§ 841(a)(1), 841(b)(1)(A)(viii) – Possession of Methamphetamine with Intent to Distribute |
| Count Two | 18 U.S.C. § 924(c) – Possession of a Firearm in Furtherance of a Drug Trafficking Crime |
| Count Three | 18 U.S.C. § 922(g)(1) – Felon in Possession of a Firearm |

Penalties

- | | |
|-------------|---|
| Count One | Life imprisonment, with a 10 year mandatory term of imprisonment; \$10 million fine; lifetime supervised release, with a minimum of 5 years' supervised release; \$100 special assessment |
| Count Two | Mandatory 5 years' imprisonment to run consecutive to any other term of imprisonment; \$250,000 fine; 3 years of supervised release; \$100 special assessment |
| Count Three | 10 years' imprisonment; \$250,000 fine; 3 years of supervised release; \$100 special assessment |

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

FILED
2011 SE. -8 P 2:49
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

V.

E-filing

CR 11 0647

ARNOLDO SANCHEZ FARIAS

RS

DEFENDANT(S).

INDICTMENT

COUNT ONE: 21 U.S.C §§ 841(a)(1) and 841 (b)(1)(A)(viii) - Possession of Methamphetamine With Intent to Distribute. COUNT TWO: 18 U.S.C. § 924(c) - Possession of a Firearm in Furtherance of a Drug Trafficking Crime. COUNT THREE: 18 U.S.C. § 922(g)(1) - Felon in Possession of a Firearm.
FORFEITURE ALLEGATION: 21 U.S.C. § 853 - Drug Forfeiture

A true bill.

[Signature]
Foreman

Filed in open court this 8th day of

September
[Signature]
Clerk

Ada Means

Bail, \$

NO PROCESS

[Signature]

CR11-0647-RS

MELINDA HAAG (CABN 132612)
United States Attorney

E-filing

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,
Plaintiff,
v.
ARNOLDO SANCHEZ FARIAS,
Defendant.

CR No. **11 0647**

VIOLATIONS: 21 U.S.C. § 841(a)(1) –
Possession of Methamphetamine with Intent
to Distribute; 18 U.S.C. § 924(c) –
Possession of a Firearm in Furtherance of a
Drug Trafficking Crime; 18 U.S.C. §
922(g)(1) – Felon in Possession of a
Firearm; 21 U.S.C. § 853 – Drug Forfeiture

SAN FRANCISCO VENUE

INDICTMENT

The Grand Jury charges:

COUNT ONE: (21 U.S.C. §§ 841(a)(1) and 841(b)(1)(A)(viii) – Possession of
Methamphetamine With Intent to Distribute)

On or about August 9, 2011, in the Northern District of California, the defendant,
ARNOLDO SANCHEZ FARIAS,
did knowingly and intentionally possess with intent to distribute 50 grams or more of
methamphetamine, its salts, isomers and salts of its isomers, a Schedule II controlled substance,
in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii).

INDICTMENT

FILED
2011 SE. -8 P 2:49
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
SAN FRANCISCO, CALIFORNIA

Rs

1 COUNT TWO: (18 U.S.C. § 924(c) – Possession of a Firearm in Furtherance of a Drug
2 Trafficking Crime)

3 On or about August 9, 2011, in the Northern District of California, the defendant,
4 ARNOLDO SANCHEZ FARIAS,
5 did knowingly and intentionally possess firearms, that is, a HI-Point 9mm pistol, Model C-9,
6 serial number P1489142; a Smith & Wesson 9mm pistol, Model 5906, serial number
7 TCW211432; a Taurus .357 magnum revolver, serial number 18584; a Ruger 9mm pistol, Model
8 P95, serial number 31529251; a Mossberg .410 pump shotgun, Model 600ET, serial number
9 H426624; a Savage Arms 12 Gauge shotgun, Model 69Rxl, serial number E377967; and a SKS
10 assault rifle, serial number RL009633, in furtherance of a drug trafficking crime for which he
11 may be prosecuted in a court of the United States, that is, possession of methamphetamine with
12 intent to distribute, as charged in Count One of this Indictment, in violation of Title 18, United
13 States Code, Section 924(c)(1)(A)(i).

14
15 COUNT THREE: (18 U.S.C. § 922(g)(1) – Felon in Possession of a Firearm)

16 On or about August 9, 2011, in the Northern District of California, the defendant,
17 ARNOLDO SANCHEZ FARIAS,
18 having previously been convicted of a crime punishable by term of imprisonment exceeding one
19 year, did knowingly and intentionally possess firearms, that is, a HI-Point 9mm pistol, Model C-
20 9, serial number P1489142; a Smith & Wesson 9mm pistol, Model 5906, serial number
21 TCW211432; a Taurus .357 magnum revolver, serial number 18584; a Ruger 9mm pistol, Model
22 P95, serial number 31529251; a Mossberg .410 pump shotgun, Model 600ET, serial number
23 H426624; a Savage Arms 12 Gauge shotgun, Model 69Rxl, serial number E377967; and a SKS
24 assault rifle, serial number RL009633, in and affecting interstate commerce, in violation of Title
25 18, United States Code, Section 922(g)(1).

26 ///

1 FORFEITURE ALLEGATION: (21 U.S.C. § 853 – Drug Forfeiture)

2 The factual allegations contained in Count One of this Indictment are realleged and by
3 this reference fully incorporated herein for the purpose of alleging forfeiture pursuant to the
4 provisions of Title 21, United States Code, Sections 853(a)(1) and (a)(2).

5 Upon a conviction of the offense alleged in Count One, the defendant,
6 ARNOLDO SANCHEZ FARIAS,
7 shall forfeit to the United States all right, title, and interest in property constituting and derived
8 from any proceeds defendant obtained, directly or indirectly, as a result of said violation, and any
9 property used, or intended to be used, in any manner or part, to commit, or to facilitate the
10 commission of the said violation, including, but not limited to:

- 11 a. \$16,104 in United States currency seized from 3185 Garrity Way, Apt. #528 in
12 Richmond, California, on August 9, 2011;
- 13 b. The HI-Point 9mm pistol, Model C-9, serial number P1489142, seized from
14 3185 Garrity Way, Apt. #528 in Richmond, California, on August 9, 2011;
- 15 c. The Smith & Wesson 9mm pistol, Model 5906, serial number TCW211432,
16 seized from 3185 Garrity Way, Apt. #528 in Richmond, California, on August 9,
17 2011;
- 18 d. The Taurus .357 magnum revolver, serial number 18584, seized from 3185
19 Garrity Way, Apt. #528 in Richmond, California, on August 9, 2011;
- 20 e. The Ruger 9mm pistol, Model P95, serial number 31529251, seized from 3185
21 Garrity Way, Apt. #528 in Richmond, California, on August 9, 2011;
- 22 f. The Mossberg .410 pump shotgun, Model 600ET, serial number H426624,
23 seized from 3185 Garrity Way, Apt. #528 in Richmond, California, on August 9,
24 2011;
- 25 g. The Savage Arms 12 Gauge shotgun, Model 69Rxl, serial number E377967,
26 seized from 3185 Garrity Way, Apt. #528 in Richmond, California, on August 9,
27 2011; and
- 28 h. The SKS assault rifle, serial number RL009633, seized from 3185 Garrity Way,

Apt. #528 in Richmond, California, on August 9, 2011.

If any of the property described above, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

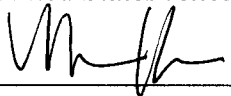
any and all interest defendant has in any other property (not to exceed the value of the above forfeitable property) shall be forfeited to the United States pursuant to Title 21, United States Code, Section 853(p) as incorporated by Title 28, United States Code, Section 2461(c). All in violation of Title 21 United States Code, Sections 853(a)(1) and (a)(2) and pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure.


DATED: Sept 8, 2011

A TRUE BILL.


FOREPERSON

MELINDA HAAG
United States Attorney


MIRANDA KANE
Chief, Criminal Division

(Approved as to form: 
AUSA Barry